

1893-014 Chancery Causes: Mary Chardler vs. William M. Venable
Lee Co.

CA-Debt
T-Property

To the Honorable F.S.K. Morison Judge of the Circuit Court
of Lee County:

Humbly complaining your Oratrix Mary Chandler would respectfully
show to your Honor, that heretofore to wit, on the 20th day of
July 1891 one William M. Venable who was then indebted to your Or-
atrix executed to her, his writing obligatory signed with his sig-
nature, and sealed with his seal the date whereof is the day and
year aforesaid, that no part of said note has been paid, and all
of the same is still due and is now payable to your Oratrix: your
oratrix will now further show your Honor that the said William M.
Venable is a nonresident of the State of Virginia, but that he has
estate and effects belonging to him situated in Lee County Virgin-
ia: that among other things that he is the owner of a tract of la-
land situated on Wallen's Creek in said County adjoining the lands
of Daniel Newberry and other s, or that he has an undivided inter-
est in said tract of land. The premises considered and your Oratri-
being without adequate remedy at law her prayer therefore is that
the said William M. Venable be made a party defendant to this bill
and required to answer its allegation on oath that said lands or
such other estate as the said Venable has in this County be at-
tached and subjected to the payment of her said debt: that a decr-
ree be rendered in her favor for the amount of said debt interest
and the costs of this suit, and a decree of sale be granted her to
sell the interest of the said defendant in said lands or enough
there of to pay the same and for general relief: May Spa. issue &c

Mary Chandler
by C. L. Duncan atty

The note whereby the said Venable executed to the said Mary Chandler on July 20th 1891

C 15 18
 Dr 5.00
 A 15.00
 Estimate 1.76
 \$33.94
 MC 76
 \$34.70

Mary J. Chandler
 Bill in
 No. 11
 Your M. Venable

1892 1st Feb. Rules Bill
 filed 3rd not. 3rd
 being a non resident
 Order. Sub. & Contd.
 " 2nd Feb. Rules " "
 " 1st March Rules take
 " Last Monday in
 " Feb. order Sub
 Completed & Cause
 set for hearing
 by Plaintiff.
 March 4th Contd.
 " Issue Decree for
 sale & Contd.
 " Mr. Term Contd.
 " Noon "
 1893 " Term Decree final

140.00
 34.70
 5.30

Received of Mrs M. Venable Eighteen &
 94 dollars my fee as clerk & the printers fee
 100 this cause Nov. 10th 1893. also 96 cents
 for A.B. Munroe
 Received of Mrs M. Venable fifteen
 dollars Attorney's fee to be in this case
 this 10th day of November 1893.
 W. J. Dawson

Mary Chandler

Vs

In Chancery

William M. Venable

This cause came on this day to be further heard on the papers formerly read, and ~~was bargained by~~ Counsel, and it being suggested that since the last calling of this case, that the Complainant Mary Chandler has died intestate and that letters of Administration on her estate have been granted to C.M. Hill, on his motion this cause is revived in his name, and the said Hill admitting in open Court that the costs in this case have been fully paid, and that he was willing that the case should be stricken from the docket, and an execution awarded should he desire the same, on consideration whereof and by consent of parties it is adjudged and decreed that the said C.M. Hill administrator of Mary Chandler deceased may when he calls for it have execution for said debt in the former decree in this cause mentioned with interest thereon and this cause is stricken from the docket

Mary Chandler
vs. $\frac{1}{2}$ Dierce
Wm. M. Venable

Entered Ch. & B. p. 522523
Nov. 14th 1893.

Enter this
H. S. K. M.
This Nov. 14th 1893.

Mary Chandler

plaintiff

Vs

William M. Venable

Defendant

This cause came on this day to be heard on the bill of ~~the~~ Complainant and exhibit filed therewith, the attachment returned executed by levvy on the tract of land in the bill mentioned and was argued by Counsel, and it appearing to the Court that order of publication has been duly made posted published and completed ~~and~~ ^{against} the Defendant for more than 15 days before the first day of ~~the last regular~~ ^{this} term of this Court, and that he has failed to appear, answer, plead or demur the Plaintiff's bill is taken for confessed, on consideration whereof it is adjudged, ordered and decreed that the Plaintiff recover of the Defendant the sum of one hundred and eighty two (\$182.00) dollars with interest thereon from the 21st day of July 1891 ^{and the costs of this suit} till paid: and it further appearing that the Plaintiff by reason of her Attachment has a lien on the undivided interest of the Defendant in the tract of land in the bill and proceedings mentioned, it is therefore adjudged ordered and decreed that unless the said Defendant or some one for him pay to the Plaintiff said sum of \$182.00 with interest thereon from the 21st day of July 1891 and the costs of this suit within 30 days from the rising of this Court, then C.T. Duncan who is appointed a commissioner for the purpose will sell the undivided interest of the Defendant in the tract of land described in the bill and proceedings in this cause ~~mentioned~~ or so much thereof as is necessary to pay said debt interest and the costs of this suit and the costs and commissions of sale, said sale shall be made at the Court House door of Lee County on a Court day, said Commissioner will require paid down in cash a sum sufficient to pay costs of suit and costs and commissions of sale and upon the residue he will give a credit of twelve months from day of sale and for said deferred payment he will take the bond of the purchaser with good security payable to himself as Commissioner and bearing interest from date. But before selling said Commissioner will execute bond before the Clerk of this Court in the penalty of \$400.00 condition ^{and will add on the two terms and place of sale for} ed according to law. But before the Plaintiff shall have the bene-

ag
and at streetly with
the Court house door at Lee County
30 days, by post notices thereof

Mary Chandler

Vs

Decree

William M. Venable

*Entered Chancery
pages 416 & 417
June 13th 1892
J. C. St. John*

Enter this decree

W. M. Venable
June 13th 1892

fit of this decree she shall execute bond before the Clerk of this Court in the sum of \$500.00 conditioned to perform such future orders and decrees as this court may make should said defendant hereafter come in and make defense, and this cause is continued

Virginia:

Lee County to wit: -

This day J. J. Chandler agent
for Mary Chandler personally
appeared before me and made
oath in due form that W. M.
Venable is justly indebted to Mary
Chandler in the sum of \$182.⁸⁰
evidenced by note executed on
the 20th July 1891, and bearing
interest one day after the date
thereof, by the said W. M. Venable.

And further that the said
W. M. Venable is a non resident
of this state, but has lands
and effects in this State in
the County of Lee, and on
Wallens Creek out of which
this debt may be collected.

Given under my hand
this January 4th 1892
J. A. Hyatt C. C.

Mary Chandler
vs
Wm W. Venable
Filed Jan. 4 1892
J. A. Hyatt

1892 1st Febury Rules
Bill filed 3rd
not executed
Order Dub & Court
" 2nd Febury Rules "
" 1st March Rules
taken last Monday
in Febury order Dub
Completed & Cause
set for hearing by
Plaintiff -

In the Clerk's Office of the Circuit Court of the County of Lee on the 8th day of

January 1892.

Mary Chandler

Plaintiff

against

Wm M. Venable

Defendant

In Chancery

The object of this suit is to recover against the defendant \$182.80 + legal interest thereon from July 20th 1891 and the cost of this suit, and to subject to the payment thereof the defendant's interest in the real estate in the bill mentioned which has been attached for the purpose

And an affidavit having been made and filed that the defendant

Wm M. Venable is not a resident of the State of Virginia, it is ordered that he do appear here, within fifteen days after due publication hereof, and do what may be necessary to protect his interest in this suit.

And it is further ordered that a copy hereof be published once a week for four week's in some newspaper, and that a copy be forthwith posted at the front door of the court-house of this county.

A copy—Teste:

p. q.

C. L. Duncan

J. H. Hyatt Clerk.

Mary Chandler
by Order of
as
Hon. W. Pennington

I certify that I
posted an office
copy of this order
on Lee Court House
door on the first
day of February
1872 of Lee County
Court.

J. H. Hight

The Commonwealth of Virginia.

To The Sheriff Of Lee County Greeting:

We Command You to Summon

Jm M Venable

To appear at the Clerk's Office of the Circuit Court of Lee County, at the Courthouse on the first Monday in *February* next, being rule day to answer a bill in Chancery exhibited in our said Court against *him* by *Mary Chandler*

And have then and there this writ. Witness, J. A. G. Hyatt, Clerk of said Court at the Courthouse. This *4th* day of *January* 18*92*, in the 11*6* year of the Commonwealth.

A Copy Teste

J. A. G. Hyatt Clerk.
J. A. G. Hyatt

Mary Chandler

vs
Spa

Wm M. Venable

~~Not executed on the debt~~
Not executed on the debt
he not being found
in my bailorish, but
executed by attaching
an undivided interest
belonging to Debt Wm
M. Venable in the
farm on which Wm
Venable now resides
lying on Wallens
Creek in Lee County
Va. bounded on the
East by the lands of
Daniel Newberry
on the west by the
lands of Harley
Davis, on the South
by the lands of Will
Glass & others on the
South by the lands of
Cornelius Glass. This Jan
4th 1872.

C. E. Flanagan S. L. C.

The proper affidavit having been made
and filed, the officer executing this show
will attach a return in which subject
belonging to debt Wm M. Venable in the farm
on which Wm Venable now resides lying
and being in Lee County Va. on Wallens
Creek in Lee County Va. bounded on the East by
the lands of Daniel Newberry on the West by the
lands of Harley Davis, on the South by the lands
of Will Glass & others on the South by the lands
of Cornelius Glass. This Jan 4th 1872.

In the Clerk's Office of the Circuit Court of the County of Lee on the 8th day of January 1892.

Mary Chandler Plff.
against
Wm. M. Venable Deft. } In Chancery.

The object of this suit is to recover against the defendant \$182.30 and legal interest thereon from July 20th 1891 and the cost of this suit, and to subject to the payment thereof the undivided interest in the real estate in the bill mentioned which has been attached for the purpose. And an affidavit having been made and filed that the defendant Wm. M. Venable is a non-resident of the State of Virginia, it is ordered that he do appear here within fifteen days after due publication hereof, and do what may be necessary to protect his interest in this suit. And it is further ordered that a copy hereof be published once a week for four week's in some newspaper, and that a copy be forthwith posted at the front door of the courthouse of said county.

A copy—Teste:

J. A. G. Hyatt, Clerk.
C. T. Duncan, p. q. ja 28-4w.

Virginia, Lee County, To-wit:
I, Geo. C. Coleman, the editor
and publisher of the Lee County
Republican, a newspaper printed
in the town of Jonesville, in the
County of Lee, and State of
Virginia, do certify that the attach-
ed order of publication was
duly published in said news-
paper, for four successive weeks,
from the 28 day of Jan. to the
4th day of February, 1892
Geo. C. Coleman
Editor Lee Co. Republican

May Chandler
vs 3 Pro. Certif.
Opp M. Denable

Filed March 4th 1892
J. H. Sgarbo

Pro fee \$5.00

Order of Publication